# IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

B.P.J., by her next friend and mother, HEATHER JACKSON,

Plaintiff,

v.

Civil Action No. 2:21-cv-00316 Hon. Joseph R. Goodwin, District Judge

WEST VIRGINIA STATE BOARD OF EDUCATION, HARRISON COUNTY BOARD OF EDUCATION, WEST VIRGINIA SECONDARY SCHOOL ACTIVITIES COMMISSION, W. CLAYTON BURCH in his official capacity as State Superintendent, DORA STUTLER in her official capacity as Harrison County Superintendent, PATRICK MORRISEY in his official capacity as Attorney General, and THE STATE OF WEST VIRGINIA,

Defendants,

and

LAINEY ARMISTEAD,

Defendant-Intervenor.

### **CERTIFICATE OF SERVICE**

I hereby certify that on 21<sup>st</sup> day of March, 2022, I electronically filed the foregoing Certificate of Service of "Defendants Harrison County Board of Education and Dora Stutler's Second Supplemental Answers to Plaintiff's First Set of Interrogatories to Defendants Harrison County Board of Education and Dora Stutler" with the Clerk of the Court using the CM/ECF system, and a true and exact copy of such filing was sent by email to the following counsel of record:

### Joshua A. Block, Esquire

AMERICAN CIVIL LIBERTIES UNION FOUNDATION 125 Broad Street 18<sup>th</sup> Floor New York, NY 10004 Counsel for Plaintiff

## Loree Stark, Esquire Nicholas P. Ward, Esquire

AMERICAN CIVIL LIBERTIES UNION OF WEST VIRGINIA 1614 Kanawha Boulevard East Charleston, WV 25311 Counsel for Plaintiff

### Avatara A. Smith-Carrington, Esquire

LAMBDA LEGAL 3500 Oak Lawn Avenue Suite 500 Dallas, TX 75219 Counsel for Plaintiff

## Carl Solomon Charles, Esquire Tara L. Borelli, Esquire

LAMBDA LEGAL
158 West Ponce De Leon Avenue, Suite 105
Decatur, GA 30030
Counsel for Plaintiff

#### Sruti J. Swaminathan, Esquire

LAMBDA LEGAL 120 Wall Street 19<sup>th</sup> Floor New York, NY 10005 Counsel for Plaintiff Kathleen R. Hartnett, Esquire Julie Veroff, Esquire Zoë Helstrom, Esquire COOLEY LLP 3 Embarcadero Center, 20<sup>th</sup> Floor San Francisco, CA 94111 Counsel for Plaintiff

# Katelyn Kang, Esquire Valeria M. Pelet del Toro, Esquire

COOLEY LLP 55 Hudson Yards New York, NY 10001 Counsel for Plaintiff

### Elizabeth Reinhardt, Esquire

COOLEY LLP 500 Boylston Street, 14<sup>th</sup> Floor Boston, MA 02116-3736 Counsel for Plaintiff

### Andrew D. Barr, Esquire

COOLEY LLP 1144 15th Street Suite 2300 Denver, CO 80202 Counsel for Plaintiff

Roberta F. Green, Esquire Kimberly M. Bandy, Esquire Shannon M. Rogers, Esquire SHUMAN McCUSKEY & SLICER PO Box 3953 Charleston, WV 25339-3953 Counsel for Defendant WV Secondary School Activities Commission Kelly C. Morgan, Esquire Kristen Vickers Hammond, Esquire Michael W. Taylor, Esquire BAILEY & WYANT PO Box 3710 Charleston, WV 25337-3710 Counsel for Defendants WV State Board of Education and W. Clayton Burch

Brandon Steele, Esquire
Joshua D. Brown, Esquire
THE LAW OFFICES OF BRANDON S.
STEELE
3049 Robert C. Byrd Drive, Suite 100
Beckley, WV 25801
Counsel for Defendant-Intervenor Lainey
Armistead

Christina Holcomb, Esquire
ALLIANCE DEFENDING FREEDOM
440 First Street NW, Suite 600
Washington, DC 20001
Counsel for Defendant-Intervenor Lainey

# Travis Barham, Esquire

Armistead

ALLIANCE DEFENDING FREEDOM 1000 Hurricane Shoals Rd NE STE D-1100 Lawrenceville GA 30043

Counsel for Defendant-Intervenor Lainey Armistead

STEPTOE & JOHNSON PLLC OF COUNSEL Douglas P. Buffington, II, Esquire Curtis R. Capehart, Esquire David C. Tryon, Esquire WV ATTORNEY GENERAL'S OFFICE State Capitol Complex Building 1, Room 26E 1900 Kanawha Boulevard East Charleston, WV 25305-0220 Counsel for Defendant The State of West Virginia

Jonathan Scruggs, Esquire
Roger G. Brooks, Esquire
Henry W. Frampton, IV, Esquire
ALLIANCE DEFENDING FREEDOM
15100 N. 90<sup>th</sup> Street
Scottsdale, AZ 85260
Counsel for Defendant-Intervenor
Lainey Armistead

Rachel Csutoros, Esquire Tyson Langhofer, Esquire ALLIANCE DEFENDING FREEDOM 44180 Riverside Parkway Lansdowne, VA 20176 Counsel for Defendant-Intervenor Lainey Armistead

### Timothy D. Ducar, Esquire

Law Offices of Timothy D. Ducar, PLC 7430 E. Butherus Drive, Suite E Scottsdale, AZ 85260

Counsel for Defendant-Intervenor Lainey Armistead

### /s/ Susan L. Deniker

Susan L. Deniker (WV ID #7992) Jeffrey M. Cropp (WV ID #8030) 400 White Oaks Boulevard Bridgeport, WV 26330-4500 (304) 933-8000

Counsel for Defendants Harrison County Board of Education and Dora Stutler